

2026 South Dakota Legislature

House Bill 1226

**AMENDMENT 1226A
FOR THE INTRODUCED BILL**

1 **An Act to authorize boards of county commissioners to adopt policies for**
2 **investigating allegations of misconduct of county departments, and non-**
3 **elected employees, and officers.**

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 **Section 1. That a NEW SECTION be added to chapter 7-8:**

6 A board of county commissioners may adopt investigatory and oversight policies
7 related to any department, or non-elected employee, or officer of the county. If the board
8 adopts a policy pursuant to this section, the policy must:

- 9 (1) Establish procedures for investigating non-elected county employees and officers
10 alleged to have committed or engaged in abuse of authority, chronic absenteeism,
11 conflicts of interest, insubordination, neglect of duties, nepotism, or any of the
12 conduct constituting grounds for removal of an officer pursuant to § 3-17-6;
- 13 (2) Designate which employees, officers, and third persons may conduct investigations
14 under the policy, and require that at least one investigator is from outside the
15 department that is the subject of the complaint;
- 16 (3) Provide standards for confidentiality and due process; and
- 17 (4) Comply with the process set forth in §§ 3-17-6 to 3-17-11, inclusive.